

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office APR 15 1999

Returned to applicant for correction _____

Corrected application filed _____

Map filed APR 15 1999 under 65038

The applicant Utilities, Inc. of Nevada, hereby makes application for permission to change the Point of Diversion and Place of Use of water heretofore appropriated under Permit No. 59163

1. The source of water is Underground - Well No. 9
2. The amount of water to be changed 0.0297 cfs - 1.84 million gallons annually
3. The water to be used for Quasi-Municipal and Domestic
4. The water heretofore permitted for Quasi-Municipal and Domestic
5. The water is to be diverted at the following point (changed to match existing well) NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34, T21N, R18E, MDM: or at a point from which the Northwest corner of Section 34 bears N. 86° 15' 10" W a distance of 220.7 feet.
6. The existing permitted point of diversion is located within NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34, T21N, R18E, MDM; or at a point from which the Northwest corner of Section 34 bears N 85° 56' 42" W a distance of 250.5 feet.
7. Proposed place of use See Exhibit "A"
8. Existing place of use See Exhibit "B"
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 of each year.
11. Description of proposed works Construct well and appurtenances, transmission and distribution mains, storage and other facilities as necessary for a community water system.
12. Estimated cost of works in excess of one-million dollars
13. Estimated time required to construct works 1 year
14. Estimated time required to complete the application of water to beneficial use 10 years
15. Remarks: See Exhibit "C"

By Michael J. DeMartini, P.E., Agent
s/ Michael J. DeMartini
1129 Hunter Lake Dr., Ste.4
Reno, NV 89509

Compared gkl/cms jr/cmf

Protested 6/24/99 Nan Nesbett; Pro. overruled 8-25-99 See Ruling 4766

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 59163 is issued subject to the terms and conditions imposed in said Permit 59163 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 65038, 65039, 65040, 65041, 65042, 65043, 65044, 65045, 65046, 65047, 65048, 65049, 65050, 65051, 65052, 65053, and 65054 shall not exceed 1,702.83 acre-feet annually.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

Any well drilled under Permit 59163 shall be plugged in accordance with the Nevada Administrative Code, Chapter 534.420, "Regulations for Water Well and Related Drilling" within 60 days from the issuance of this permit.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0297 cubic feet per second, but not to exceed 5.65 acre-feet annually.

ork must be prosecuted with reasonable diligence and be completed on or before:

August 27, 2000

Proof of completion of work shall be filed before:

September 27, 2000

Water must be placed to beneficial use on or before:

August 27, 2004

Proof of the application of water to beneficial use shall be filed on or before:

September 27, 2004

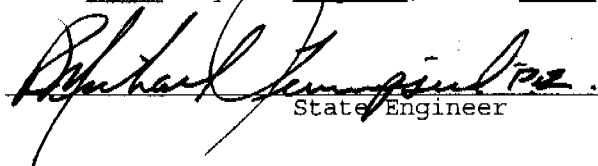
Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 27th day of August, A.D. 1999


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

EXHIBIT "A"7. Proposed place of use

All of Section 9; W $\frac{1}{2}$ and portions of NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 15; all of Section 16; S $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ and portion of N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 17; portions of NE $\frac{1}{4}$ NE $\frac{1}{4}$ (LOT 9), SE $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 10), NE $\frac{1}{4}$ SE $\frac{1}{4}$ (Lot 11), SE $\frac{1}{4}$ SE $\frac{1}{4}$ (Lot 12) Section 19; NE $\frac{1}{4}$ and portions of NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 20; N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, portions of SW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 21; portions of NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 28; SW $\frac{1}{4}$ SW $\frac{1}{4}$ and portions of SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 29; portion of E $\frac{1}{2}$ E $\frac{1}{2}$ (Lots 9, 10, 11, and 12) Section 30; SW $\frac{1}{4}$ SW $\frac{1}{4}$ and portions of NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 34 all in T21N, R18E, MDM.

EXHIBIT "B"8. Existing place of use

All of Section 9; W $\frac{1}{2}$ Section 15; SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 16; S $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 17; portions of SE $\frac{1}{4}$ SE $\frac{1}{4}$ (Lot 12), NE $\frac{1}{4}$ SE $\frac{1}{4}$ (Lot 11) Section 19; NE $\frac{1}{4}$ and portions of SW $\frac{1}{4}$ Section 20; N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, portions of SW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 21; portions of NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 28; SW $\frac{1}{4}$ SW $\frac{1}{4}$ and portions of SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 29; portion of E $\frac{1}{2}$ E $\frac{1}{2}$ (Lots 9, 10, 11, and 12) Section 30; SW $\frac{1}{4}$ SW $\frac{1}{4}$ and portions of NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 34 all in T21N, R18E, MDM.

**UTILITIES, INC. OF NEVADA - COLD SPRINGS
WATER BUDGET
ROUGH DRAFT ONLY
EXHIBIT "C"**

00051

BY: MJD

CHK:

APRIL 15, 1999

| RESIDENTIAL UNITS | No. Lots | Unit Budget Use ac-ft/yr | Total Budget Use ac-ft/yr |
|---|------------------|-----------------------------------|------------------------------------|
| 1 Reno Park Mobile Home Est. No. 1 | 145 | 0.57 | 82.65 |
| 2 Reno Park Mobile Home Est. No. 2A | 261 | 0.57 | 148.77 |
| 3 Cold Springs Valley Homes No. 1 | 152 | 0.57 | 86.64 |
| 4 Cold Springs Valley Homes No. 2 | 151 | 0.57 | 86.07 |
| 5 Cold Springs Valley Homes No. 3 | 73 | 0.57 | 41.61 |
| 6 Reno Park Estates Unit No. 2B-1 | 36 | 0.57 | 20.52 |
| 7 Reno Park Estates Unit No. 2B-2 | 5 | 0.57 | 2.85 |
| 8 Reno Park Estates Unit No. 2B-3 | 23 | 0.57 | 13.11 |
| 9 Reno Park Estates Unit No. 2B-4 | 20 | 0.57 | 11.40 |
| 10 Reno Park Estates Unit No. 2B-5 | 31 | 0.57 | 17.67 |
| 11 Reno Park Estates Unit No. 2B-6 & 7 | 36 | 0.57 | 20.52 |
| 12 Reno Park Estates Unit No. 2B-8 & 9 | 85 | 0.57 | 48.45 |
| 13 Robert Evans (4 lots) | 4 | 0.57 | 2.28 |
| 14 Herb Goss (2 lots) | 2 | 0.57 | 1.14 |
| 15 Reno Park Estates PM No. 1105 | 3 | 0.57 | 1.71 |
| 16 Peavine View Estates | 300 | 0.57 | 171.00 |
| 17 Cold Springs Ranch/VILLAGE (from Well 8) | 390 | 1.117949 | 436.00 |
| 18 Cold Springs Ranch/VILLAGE | 310 | 0.57 | 176.70 |
| 19 DeMartini, M. | 7 | 0.57 | 3.99 |
| 20 Springer, By | 71 | 0.57 | 40.47 |
| 21 Gardner, Joe residential | 63 | 0.57 | 35.91 |
| 22 Lk View 74 Mobile Park (Apn 81-131-44) | 74 | 0.322 | 23.83 |
| 23 Reno Park Blvd resid/industr, Gardner | 43.9 | 0.57 | 25.00 |
| 24 Lake Hills (Apn 87-031-12) | 68.65 | 0.57 | 39.13 |
| 25 Jane Enterprises (Apn 87-381-03 & por 02) | 16.0 | 0.57 | 9.12 |
| 25 Jane Enterprises (Apn 81-121-48) | 1.0 | 2.85 | 2.85 |
| 26 Ray Gerdes, 3.4 ac (Apn 081-140-05) * | L.S. | TBD | 7.00 |
| 27 Cold Springs Village - From permit 49840 * | L.S. | TBD | 209.00 |
| 28 Cold Springs Village - From permit 62403 | L.S. | TBD | 390.00 |
| SUB-TOTAL | 2372 +TBD | | 2,155.39 ac-ft |

* Point of diversion to be moved to Well 7 - Yield depends upon increased pumping capacity by lowering setting for both Well 6 and Well 7 (costs to be shared by Cold Sprs 2000 & Gerdes)
TBD = To be determined

COMMERCIAL

| | Units | No. | Budget Unit/Use ac-ft/yr | Budget Total/Use ac-ft/yr |
|---|-------|------|--------------------------------|---------------------------------|
| 1 Seven Eleven store | L.S. | 1 | 0.30 | 0.30 |
| 2 Water Co., pcl 2 of PM 1932 | L.S. | 1 | 0.60 | 0.60 |
| 3 Commercial Area (87-381-1) | Acre | 1 | 0.96 | 0.96 |
| 4 Commercial Area (por 87-381-2) | Acre | 2 | 1.00 | 2.00 |
| 5 Apr 87-031-14 west of Sandpiper | L.S. | 1.5 | 1.00 | 1.50 |
| 6 Apr 87-141-23 east of Sandpiper | L.S. | 0.35 | 1.00 | 0.35 |
| 7 Joe Gardner Commercial | L.S. | 1 | 15.17 | 15.17 |
| 8 Joe Gardner (1993 dedica.) + permit 45094 | L.S. | 1 | 72.90 | 72.90 |
| 9 Joe Gardner (1998 dedica.) from permit 49840 chg to Well 6 | L.S. | 1 | 40.00 | 40.00 |
| SUB-TOTAL | | | | 133.78 ac-ft |

INDUSTRIAL

| | Units | No. | Budget Unit/Use ac-ft/yr | Budget Total/Use ac-ft/yr |
|--|-------|-----|--------------------------------|---------------------------------|
| 1 Barn bldgs Pcl 4 of PM 1932, Reno Truss | L.S. | 1 | 3.000 | 3.00 |
| 2 Sawmill (Apr 81-131-36) | L.S. | 1 | 2.000 | 2.00 |
| 3 Cold Sprs 2000 (Apr 87-382-1, & 032-2) | Acre | 75 | 0.0267 | 2.00 |
| 4 Glendale Federal Ind. West of 395 (Apr 81-121-32, 39, 43, 46, 50 & 51, and 81-131-24) | L.S. | 1 | 15.39 | 15.39 |
| 5 Coast Gas (Apr 81-121-49) | Acre | 5 | 0.40 | 2.00 |
| 6 California Acrylics (por apr 81-131-41 & 42) | Acre | 15 | 1.04 | 15.60 |
| 7 Pcls No. 1 and 3 of PM 1932 | Each | 2 | 1.20 | 2.40 |
| 8 Pcl A of PM 1025, LeCaer (Apr 81-131-35) | L.S. | 1 | 3.00 | 3.00 |
| 9 Cold Sprs 2000 (Apr 87-382-1, & 032-2) from permit 62403 | L.S. | 1 | 50.00 | 50.00 |
| SUB-TOTAL | | | | 95.39 ac-ft |

PUBLIC FACILITIES

| | Units | No. | Budget Unit/Use ac-ft/yr | Budget Total/Use ac-ft/yr |
|--|-------|-----|--------------------------------|---------------------------------|
| 1 Washoe County Park (14 Ac.) | Acre | 8 | 2.000 | 16.00 |
| 2 Washoe County School | L.S. | 1 | 3.700 | 3.70 |
| 3 Truckee Meadows Fire Sta. | L.S. | 1 | 0.3 | 0.30 |
| 4 Cold Springs Water Reclamation Facil.. | L.S. | 1 | 0.2 | 0.20 |
| SUB-TOTAL | | | | 20.20 ac-ft |

TOTAL

2,404.76 ac-ft

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APPROVED BY: DRAFT REVIEW ONLY
Utilities, Inc. of Nevada